

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

**ROBERT I. HANFLING, CHAPTER 11
TRUSTEE FOR ATG, INC. AND ATG
CATALYTICS L.L.C.**

Plaintiff,

vs.

**EPSTEIN BECKER & GREEN, P.C.,
et al.,**

Defendant(s)

C.A. No. 05-10077-RGS

July 18, 2006

SUPPLEMENTAL AFFIDAVIT OF ROBERT M. FLEISCHER

I, Robert M. Fleischer, having been duly sworn, deposes and states as follows¹:

1. I am a member in good standing of the Bar of the State of Connecticut and am admitted, *pro hac vice*, to this Court in this action.
2. I submit this supplemental affidavit in support of the plaintiff's opposition to the motion for summary judgment filed in the above-captioned matter by defendant Epstein Becker & Green, P.C.
3. Attached hereto as Exhibit I is a true and accurate copy of a draft billing invoice issued by EBG to MMT, dated January 12, 1998 (EBG 3674 through EBG 3681) obtained by Plaintiffs from EBG through discovery in this case.

¹ This affidavit is supplemental to the affidavit of Robert M. Fleischer filed with the Court on July 7, 2006. The original affidavit contained exhibits A through H. In order to avoid confusion, the exhibits to this supplemental affidavit begin with Exhibit "I", picking up where the original affidavit left off.

4. Attached hereto as Exhibit J are true and accurate copies of selected pages from the transcript of the deposition of Carole Schwartz taken in this case on May 9, 2006, pages 45, 50-51, and 82-84.

5. Attached hereto as Exhibit K is a true and accurate copy of a draft billing invoice issued by EBG to MMT, dated November 10, 1997 (EBG 3741 through EBG 3747).

6. Attached hereto as Exhibit L are true and accurate copies of certain business records of MMT pertaining to billing invoices submitted to MMT in February of 1998, obtained by Plaintiffs from counsel for the MMT Trustee through discovery in this case.

7. Attached hereto as Exhibit M are true and accurate copies of certain business records of MMT pertaining to billing invoices submitted to MMT in April of 1998, obtained by Plaintiffs from counsel for the MMT Trustee through discovery in this case.

8. Attached hereto as Exhibit N are true and accurate copies of selected pages from the transcript of the deposition of Alan L. Braunstein, taken in this case on April 10, 2006, pages 53 - 54.

9. Attached hereto as Exhibit O is a true and accurate copy of a letter dated November 10, 1997 from A .James Andrews to Carole Schwartz Rendon, obtained by Plaintiffs from counsel for the MMT Trustee through discovery in this case.

10. Attached hereto as Exhibit P are true and accurate copies of selected pages from the transcript of the deposition of Eugene Berman, taken in this case on April 13, 2006, pages 32- 38.

11. Attached hereto as Exhibit Q is a true and accurate copy of a two page facsimile dated October 23, 1997, from Latham & Watkins to various parties, obtained by Plaintiffs' counsel from counsel for the MMT Trustee through discovery in this case.

12. Attached hereto as Exhibit R is a true and accurate copy of document titled "Molten Metal Technology, Inc., DOE Subpoena, Contact List", obtained by Plaintiffs from counsel to the MMT Trustee through discovery in this case.

13. Attached hereto as Exhibit S is a true and accurate copy of a letter dated April 7, 1998 from Ethan Jacks to Carole Schwartz Rendon, obtained by Plaintiffs from counsel to the MMT Trustee through discovery in this case.

14. Attached hereto as Exhibit T is a true and accurate copy of a letter dated November 5, 1998 from David W. Babner to Bill Hewitt c/o Glenn D. Burlingame, Esquire, obtained by Plaintiffs from counsel to the MMT Trustee through discovery in this case.

I declare under penalty of perjury that the foregoing is true and correct.
Executed this 18th day of July, 2006.

s/Robert M. Fleischer
Robert M. Fleischer

Certification of Service

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on this 18th day of July, 2006.

By: /s/ Robert M. Fleischer _____
Robert M. Fleischer

EXHIBIT ‘I’

Molten Metal Technologies, Inc
400-2 Totten Pond Rd.
Waltham, MA 02154

January 12, 1998
DRAFT MEMO 104041

through 12/31/97:

30659/100
General

08/28/97 C.S.Schwartz RendonMeeting w/Kristi Rea re: continued interview.	2.3	540.50
09/04/97 C.S.Schwartz RendonDrafting letters for Kristi Rea re: payment terms and conflict issues.	.2	47.00
09/10/97 C.S.Schwartz RendonTel. conference w/Karen Green re: Bill Hancy's interview.	.2	47.00
09/16/97 C.S.Schwartz RendonTravel to Molten Metal for meeting with Ethan Jacks re: recent developments.	3.2	752.00
10/10/97 C.S.Schwartz RendonTelephone conferences with E. Jacks, J. Maguidad, W. Corpeling (FBI); meeting with J. Maguidad; telephone conferences with K. Rea and M. Thompson	3.6	846.00
10/14/97 C.S.Schwartz RendonTelephone conference with B. Froeberg, DOE regarding interview schedule; drafting letters for Josefina Maguidad regarding representation; conference call with G. Berman; telephone conference with K. Rea; telephone conference with C. Nagel.	2.4	564.00
10/15/97 C.S.Schwartz RendonTravel to Molten Metal for meeting with C.	4.2	987.00

EBG 3674

Page: 2

Motien Metal Technologies, Inc

January 12, 1998
DRAFT MEMO 104041

General

	Nagel and G. Berman; telephone conference with K. Green; telephone conference with K. Bender regarding interview schedule.	
10/16/97 C.S.Schwartz Rendon	Telephone conferences with B. Froeberg, G. Berman and M. Guzman	1.1 258.50
10/17/97 C.S.Schwartz Rendon	Telephone conference with B. Froeberg regarding interview schedule; telephone conference with G. Berman	.2 47.00
10/20/97 C.S.Schwartz Rendon	Telephone conference with M. Thompson regarding interview; numerous telephone conferences with other MMT employees and B. Froeberg regarding same.	3.2 752.00
10/21/97 C.S.Schwartz Rendon	Meeting with A. Protopapas regarding FBI interview; conference with G. Berman, et al., telephone conference with K. Bender regarding subpoenas; finalizing interview schedule.	3.4 799.00
10/22/97 C.S.Schwartz Rendon	Telephone conference from E. Mark regarding D. Pitts; telephone conference to B. Cobinha regarding same;	3.2 752.00

EBG 3675

Molten Metal Technologies, Inc

January 12, 1998
DRAFT MEMO 104041

General

	review of document subpoenas; telephone conferences with G. Berman, K. Bender, R. Walker and J. Browne; telephone conference with E. Jacks and E. Mark.	
10/23/97 C.S.Schwartz Rendon	Review of documents from D. Becker; calls to G. Berman, C. Collette; draft retainer and conflict letters for new clients; review of Browne subpoena and follow-up phone call; telephone conferences with D. Schneider and counsel to V. Gatto.	6.2 1,457.00
10/24/97 C.S.Schwartz Rendon	Travel to Molten Metal; conference with J. Campbell, D. Reilly and M. Sullivan; conference call with G. Berman; meeting with C. Collette.	10.5 2,467.50
10/27/97 C.S.Schwartz Rendon	FBI interviews of T. Behrens, J. Maguigad, C. Collette and D. Reilly; meeting with T. Behrens; Telephone conference with E. Jacks, Dennis Sawyer (sp) and M. Guzman	11.3 2,655.50
10/28/97 C.S.Schwartz Rendon	Telephone conference with E. Jacks, J. Browne, C. Nagel and K. Rea; interview of E. Ghoniem and preparation	6.9 1,621.50

Molten Metal Technologies, Inc

January 12, 1998
***DRAFT* MEMO 104041**

General

of E. Ghoniem.		
10/29/97 C.S.Schwartz RendonTravel to Molten Metal Technologies for meetings with B. Payea, M. Sullivan and K. Rea; meeting with I. Yates and FBI interview regarding same; telephone conference with E. Jacks, D. Schneider and G. Berman	10.2	2,397.00
10/30/97 C.S.Schwartz RendonTelephone conferences with E. Jacks, B. Codinha, K. Green, M. Lundrum, J. Coyle and others; FBI interviews of C. Nagel and S. Blanchard	10.0	2,350.00
10/31/97 C.S.Schwartz RendonMeeting with M. Thompson and prepare for interview; interviews with M. Thompson, A. Protopapas and J. Campbell; telephone conferences with D. Hoey, D. Schneider	5.5	1,292.50
11/06/97 C.S.Schwartz RendonTelephone conferences with D. Schneider and L. Ghoniem regarding update	.7	164.50
11/07/97 C.S.Schwartz RendonTelephone conferences to D. Schneider; telephone conference with M. Guzman; telephone conference with C. Nagel's secretary regarding subpoena; telephone	3.4	799.00

EBG 3677

Motlen Metal Technologies, Inc

January 12, 1998

DRAFT MEMO 104041

General

	conferences with L. Ghoniem.		
11/10/97 C.S.Schwartz Rendon	Telephone conferences with E. Jacks, B. Froeberg, J. Browne, K. Santoro regarding FBI interviews; drafting letters to D. Schneider regarding employment dates; continued work on subpoena responses	5.3	1,245.50
11/11/97 C.S.Schwartz Rendon	Telephone conferences to K. Green, M. Sullivan, K. Rea and B. Froehberg regarding FBI interviews	1.3	305.50
11/12/97 C.S.Schwartz Rendon	Meeting with K. Green regarding preparation for M. Sullivan; meeting with M. Sullivan to prepare for FBI interview; FBI interview of M. Sullivan.	7.5	1,762.50
11/13/97 C.S.Schwartz Rendon	Meeting with K. Rea regarding preparation for FBI interview; FBI interview of K. Rea; telephone conference with E. Jacks.	6.5	1,527.50
11/14/97 M.R. Anderson	Prepare documents for production to FBI	.2	17.00
11/14/97 C.S.Schwartz Rendon	Telephone conference with E. Jacks regarding update; telephone conference with J. Balch regarding representation; telephone conference	4.2	987.00

EBG 3678

Motlen Metal Technologies, Inc

January 12, 1998
DRAFT MEMO 104041

General

	with D. Schneider regarding same; preparation of documents for subpoena response.		
11/17/97 M.R. Anderson	Prepare documents for copying; T.T. copy centers re: status	.4	34.00
11/17/97 C.S.Schwartz Rendon	Telephone conference with Kathleen regarding C. Shaver's subpoena; finalizing documents for production; telephone conferences with D. Schneider, E. Jacks, D. Saylor, J. Andrews, B. Froehberg and G. Nicholas.	4.1	963.50
11/18/97 M.R. Anderson	Prepare documents for production	.7	59.50
11/18/97 C.S.Schwartz Rendon	Telephone conference from B. Froehberg regarding J. Browne and other issues; drafting letter to C. Shaver regarding subpoena; telephone conerence with M. Thompson regarding subpoena.	1.1	258.50
11/19/97 C.S.Schwartz Rendon	Telephone conference from M. Thompson regarding subpoena; telephone conference from J. Balch regarding FBI interview; telephone conferences to E. Jacks, B. Froeberg and G. Nicholas; preparation	1.9	446.50

Page: 7

Motlen Metal Technologies, IncJanuary 12, 1998
DRAFT MEMO 104041**General**

		of third document package regarding grand jury subpoenas; telephone conference with K. Green.	
11/20/97 M.E. Basile	Meeting w/Carole Schwartz Rendon and Jean Balch to prepare Ms. Balch for her interview w/FBI; attend interview at FBI offices and take notes of interview	5.2	832.00
11/20/97 C.S.Schwartz Rendon	Meeting With J. Balch to prepare for FBI interview; FBI interview of J. Balch.	5.8	1,363.00
11/21/97 C.S.Schwartz Rendon	Telephone conference with J. Andrews regarding R. Walker; telephone conference to R. Walker regarding representation; drafting letters for J. Balch regarding representation; telephone conference to B. Froehberg regarding schedule.	.8	188.00
11/25/97 C.S.Schwartz Rendon	Telephone conferences with G. Berman and R. Walker; telephone conference with D. Schneider	.4	94.00
12/16/97 M.R. Anderson	Review documents; T.T. Copy Center re: billing	.1	8.50

Total Hours 137.4

EBG 3680

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Motlen Metal Technologies, Inc

January 12, 1998

DRAFT MEMO 104061

General**Total For Services \$31,689.00****Disbursements Made on Behalf of Client:**

Local Transportation EPSTEIN BECKER & GREEN, P.C. 10/97 80S P.CASH	40.00
Local Transportation LIMOUSINES INC. 21426	241.50
Telephone	57.75
Fax/Telex	33.00
Postage	1.19
Photocopies	33.60
Air Courier	28.00
Meals	14.70
Parking/Mileage/Tolls/Rental	86.00
Travel Expense - Taxis	383.00
Outside Photocopy	106.22
Outside Messenger Service	21.65

Disbursements Total \$1,046.61**ATTORNEY SUMMARY**

Attorney	Hours Worked	Billed Per Hour	Bill Amount
M.E. Basile	5.20	160.00	832.00
M.R. Anderson	1.40	85.00	119.00
C.S. Schwartz Rendon	130.80	235.00	30,738.00
Total all Attorneys	137.40	230.63	31,689.00

Total This Invoice \$32,735.61**EBG 3681**

EXHIBIT ‘J’

Page 45

1 committee?

2 A Only in the most general terms. I have not
3 seen it or reviewed it since then. It's many
4 years ago.

5 Q What do you recall generally about that
6 statement?

7 A That Chris' focus was on how the Molten Metal
8 bath itself works.

9 Q Was he getting into issues concerning the
10 technology itself?

11 A In general terms, but geared towards the
12 audience.

13 Q The audience being?

14 A Members of Congress.

15 Q Do you recall thinking back to the time of the
16 events in question here 1997, 1998, do you
17 recall what Ethan Jacks' position with MMT
18 was?

19 A Yes, he was general counsel.

20 Q You didn't personally represent Mr. Jacks; is
21 that correct?

22 A That's correct, I did not.

23 Q Do you recall conferring with Mr. Jacks on a
24 regular basis?

25 A I did confer with Mr. Jacks as appropriate in

FINCUN-MANCINI -- THE COURT REPORTERS
(216) 696-2272

Page 50

1 Q Do you recall any discussion with Ethan Jacks
2 concerning the substance of testimony to be
3 given by any of the MMT employees?

4 A In advance of the MMT employees being
5 interviewed, no. He may or may not have been
6 given a copy of the memorandum that was marked
7 earlier in my deposition, I don't recall.

8 Q Are you referring to --

9 A I'm referring to Exhibit C. Yes, it's
10 addressed to Ethan Jacks. He would have
11 received that, yes.

12 Q Exhibit C is a draft.

13 A Exhibit F.

14 Q You do believe that you would have given that
15 document to Mr. Jacks?

16 A Yes, I do believe I did.

17 Q Actually I do want to talk to you about the
18 document. We will come back to that in a few
19 moments. You know who Eugene Berman is?

20 A Yes.

21 Q Was Eugene Berman a client of yours?

22 A No, he was not.

23 Q Do you recall what -- how did you know Eugene
24 Berman?

25 A He worked at Molten Metal Technology. Without

FINCUN-MANCINI -- THE COURT REPORTERS
(216) 696-2272

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1 looking at a document I can't recall his exact
2 position.

3 Q Did you have any direct dealings with
4 Mr. Berman?

5 A You mean conversations?

6 Q Yes.

7 A Yes, I did.

8 Q Do you recall how periodically you would speak
9 with Mr. Berman?

10 A Off the top of my head, no. I did speak to
11 him on occasion.

12 Q What were the nature of your discussions with
13 Mr. Berman?

14 A To the best of my memory they would have been
15 similar to the nature of my conversations with
16 Mr. Jacks.

17 Q Again, do you recall if you had any
18 discussions concerning strategic matters with
19 Mr. Berman?

20 A Not that I recall. I don't recall
21 conversations about planning any kind of
22 strategy. The only thing that might fit into
23 that category is a discussion in which
24 Mr. Berman may have participated in connection
25 with the Congressional hearing, sort of making

FINCUN-MANCINI -- THE COURT REPORTERS
(216) 696-2272

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1 Do you recall the basis for that statement?

2 MS. BAGGER: I'm going to object
3 to the form of the question and its
4 characterization.

5 A I do not recall specifically why I wrote that
6 as I did, that the investigators began the
7 process with the understanding that the
8 technology does not work and that the PRDA was
9 a colossal waste of money, other than it must
10 have been something that I gleaned from the
11 tone and/or content of their questions.

12 Q Do you recall whether or not -- strike that.

13 Do you recall the extent to which the
14 questioning of the witnesses during the
15 investigation did relate to issues concerning
16 the technology and its operation?

17 A I recall that there were questions regarding
18 the technology and its operation. I do not
19 recall that being the focal point of the
20 interviews.

21 Q What do you recall was the focal point?

22 A Principally issues associated with campaign
23 finance contributions. Both in terms of
24 individual contributions and events. There
25 were a lot of questions about specific

FINCUN-MANCINI -- THE COURT REPORTERS
(216) 696-2272

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1 campaign events and appearances by candidates
2 at various events. Questions regarding
3 relationships between various individuals.
4 You know, a list of do you know person A, do
5 you know person B, do you know what kind of a
6 relationship person A has with person B. Then
7 questions regarding the PRDA and as I recall
8 reissuance of the PRDA, and dollar figures
9 associated with the PRDA.

10 Q You don't recall why they would have thought
11 it was a colossal waste of money?

12 MS. BAGGER: Objection to the form
13 of the question and its characterization.

14 A Must have been something I gleaned from the
15 tone or content of some of their questions to
16 some of my clients, no.

17 Q Do you recall there were specific questions
18 concerning the technology?

19 A I do recall my clients talking, some of my
20 clients, not all of them, talking about the
21 technology in the course of the interviews.

22 Q Do you recall though that there were questions
23 presented to your clients concerning the
24 technology?

25 A Specifically how the issue came up, I don't

FINCUN-MANCINI -- THE COURT REPORTERS
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Page 84

1 recall sitting here so many years later.

2 Q You did testify that you do recall the name
3 Earl McConchie?

4 A Yes.

5 Q Again, when did you first hear that name?

6 A If you show me my time sheets I might be able
7 to tell you, because there is an entry in my
8 time sheets reflecting the fact Chris Nagel
9 called me regarding him, and I did review my
10 time sheets in preparation for my deposition.

11 (Exhibit N

12 Marked for identification.)

13 Q The court reporter just handed you what is
14 marked as Exhibit M.

15 A I believe it's N, as in Nancy.

16 Q If you could please take a look at that.

17 A I have looked at it.

18 Q Is this the set of time records you referred
19 to a moment ago, or was there another set?

20 MS. BAGGER: Objection,

21 foundation.

22 A I don't know, but I do recollect the time
23 entry I was referring to on April 20th.

24 Q Where does that appear?

25 A It appears on the fourth page of Exhibit N.

FINCUN-MANCINI -- THE COURT REPORTERS
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EXHIBIT ‘K’

Page: 4

Molten Metal Technologies, Inc

November 10, 1997

DRAFT MEMO 95324

General

	regarding interview schedule; telephone conference with G. Berman		
10/20/97 C.S.Schwartz Rendon	Telephone conference with M. Thompson regarding interview; numerous telephone conferences with other MMT employees and B. Froeberg regarding same.	3.2	752.00
10/21/97 C.S.Schwartz Rendon	Meeting with A. Protopapas regarding FBI interview; conference with G. Berman, et al., telephone conference with K. Bender regarding subpoenas; finalizing interview schedule.	3.4	799.00
10/22/97 C.S.Schwartz Rendon	Telephone conference from E. Mark regarding D. Pitts; telephone conference to B. Cobinha regarding same; review of document subpoenas; telephone conferences with G. Berman, K. Bender, R. Walker and J. Browne; telephone conference with E. Jacks and E. Mark.	3.2	752.00
10/23/97 C.S.Schwartz Rendon	Review of documents from D. Becker; calls to G. Berman, C. Collete; draft retainer	6.2	1,457.00

EBG 3744

Molten Metal Technologies, Inc
400-2 Totten Pond Rd.
Waltham, MA 02154

November 10, 1997
DRAFT MEMO 95324

through 10/31/97:

30659/100		
General		
08/05/97 C.S.Schwartz RendonMeeting w/Ethan Jacks, Gene Burman, Mike Kendall and Karen Green re: pending investigations.	3.5	822.50
08/06/97 C.S.Schwartz RendonMeeting w/numerous Molten Metal employees in preparation for FBI interviews.	13.5	3,172.50
08/07/97 C.S.Schwartz RendonInterviews at FBI w/various MMT employees.	13.5	3,172.50
08/08/97 C.S.Schwartz RendonMeetings at Molten Metal re: FBI interviews; telephone conference w/Joe Savage; meeting w/Mike Guzmann re: PRDA.	7.5	1,762.50
08/11/97 C.S.Schwartz RendonTel. conference call w/Gene Burmann and others; tel. calls w/Kristy Rea and Marc Thompson.	2.0	470.00
08/12/97 C.S.Schwartz RendonMeeting at MMT w/Gene Burmann, Charles Shaver and Kristy Rea.	3.0	705.00
08/13/97 C.S.Schwartz RendonTravel to D.C. for FBI interviews re: Shaver and Payea.	11.5	2,702.50
08/15/97 C.S.Schwartz RendonReview of doc. from Joe Savage; drafting letters re: representation of ORMT employees, review of notes for interviews;	4.0	940.00

EBG 3741

Page: 2

Motien Metal Technologies, Inc

November 10, 1997

DRAFT MEMO 95324

General

tel. conference w/Mike Guynan. 08/18/97 C.S.Schwartz Rendon Preparation of letters re: representation issues; conversation w/Mike Guzman re: update; tel. calls to Karen Guen, Krutz Rea and Gine Bunyan. 08/20/97 C.S.Schwartz Rendon Meeting w/Kristy Rea; review of documents. 08/21/97 C.S.Schwartz Rendon Tel. conference w/Gene Bunyan, drafting memo re: summary of information recurred; tel. call to Karen Green. 08/25/97 C.S.Schwartz Rendon Telephone conferences w/Karen Green, Gene Berman and various MMT Employees re: current developments; finalizing summary of witness interviews. 08/26/97 C.S.Schwartz Rendon Tel. conference w/Kristy Rea; tel. call to Elton Jacks; tel. call from David Hoey. 08/27/97 C.S.Schwartz Rendon Review of documents regarding Campaign Contributions. 08/28/97 C.S.Schwartz Rendon Meeting w/Kristi Rea re: continued interview. 09/04/97 C.S.Schwartz Rendon Drafting letters for Kristi Rea re: payment terms and conflict issues. 09/10/97 C.S.Schwartz Rendon Tel. conference w/Karen	3.0 705.00 3.5 822.50 2.0 470.00 4.9 1,151.50 .9 211.50 .5 117.50 2.3 540.50 .2 47.00 .2 47.00
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EBG 3742

Molten Metal Technologies, Inc

November 10, 1997
DRAFT MEMO 95324

General

	Green re: Bill Hancy's interview.		
09/16/97	C.S.Schwartz RendonTravel to Molten Metal for meeting with Ethan Jacks re: recent developments.	3.2	752.00
10/10/97	C.S.Schwartz RendonTelephone conferences with E. Jacks, J. Maguidad, W. Corpeneing (FBI); meeting with J. Maguidad; telephone conferences with K. Rea and M. Thompson	3.6	846.00
10/14/97	C.S.Schwartz RendonTelephone conference with B. Froeberg, DOE regarding interview schedule; drafting letters for Josefine Maguidad regarding representation; conference call with G. Berman; telephone conference with K. Rea; telephone conference with C. Nagel.	2.4	564.00
10/15/97	C.S.Schwartz RendonTravel to Molten Metal for meeting with C. Nagel and G. Berman; telephone conference with K. Green; telephone conference with K. Bender regarding interview schedule.	4.2	987.00
10/16/97	C.S.Schwartz RendonTelephone conferences with B. Froeberg, G. Berman and M. Guzman	1.1	258.50
10/17/97	C.S.Schwartz RendonTelephone conference with B. Froeberg	.2	47.00

EBG 3743

Molten Metal Technologies, Inc

November 10, 1997
DRAFT MEMO 95324

General

	regarding interview schedule; telephone conference with G. Berman		
10/20/97 C.S.Schwartz Rendon	Telephone conference with M. Thompson regarding interview; numerous telephone conferences with other MNT employees and B. Froeberg regarding same.	3.2	752.00
10/21/97 C.S.Schwartz Rendon	Meeting with A. Protopapas regarding FBI interview; conference with G. Berman, et al., telephone conference with K. Bender regarding subpoenas; finalizing interview schedule.	3.4	799.00
10/22/97 C.S.Schwartz Rendon	Telephone conference from E. Mark regarding D. Pitts; telephone conference to B. Cobinha regarding same; review of document subpoenas; telephone conferences with G. Berman, K. Bender, R. Walker and J. Browne; telephone conference with E. Jacks and E. Mark.	3.2	752.00
10/23/97 C.S.Schwartz Rendon	Review of documents from D. Becker; calls to G. Berman, C. Collete; draft retainer	6.2	1,457.00

EBG 3744

Molten Metal Technologies, Inc

November 10, 1997
DRAFT MEMO 95324

General

and conflict letters for new clients; review of Browne subpoena and follow-up phone call; telephone conferences with D. Schneider and counsel to V. Gatto.

10/27/97 C.S.Schwartz RendonFBI	interviews of T. Behrens, J. Maguigad, C. Collete and D. Reilly; meeting with T. Behrens; Telephone conference with E. Jacks, Dennis Sawyer (sp) and M. Guzman	11.3	2,655.50
10/28/97 C.S.Schwartz Rendon	Telephone conference with E. Jacks, J. Browne, C. Nagel and K. Rea; interview of E. Ghoniem and preparation of E. Ghoniem.	6.9	1,621.50
10/29/97 C.S.Schwartz Rendon	Travel to Molten Metal Technologies for meetings with B. Payea, M. Sullivan and K. Rea; meeting with I. Yates and FBI interview regarding same; telephone conference with E. Jacks, D. Schneider and G. Berman	10.2	2,397.00
10/30/97 C.S.Schwartz Rendon	Telephone conferences with E. Jacks, B. Codinha, K. Green, M. Lundrum, J. Coyle and others; FBI interviews of C. Nagel and S. Blanchard	10.0	2,350.00
10/31/97 C.S.Schwartz Rendon	Meeting with M.	5.5	1,292.50

Notlen Metal Technologies, Inc

November 10, 1997

DRAFT MEMO 95324

General

Thompson and prepare
for interview;
interviews with M.
Thompson, A. Protopapas
and J. Campbell;
telephone conferences
with D. Hoey, D.
Schneider

Total Hours 150.6

Total For Services \$35,391.00

Disbursements Made on Behalf of Client:

Local Transportation EPSTEIN BECKER & GREEN, P.C. 10/97 BOS P.CASH	40.00
Telephone	37.58
Photocopies	27.80
Outside Messenger Service	21.65
Disbursements Total	\$127.03

ATTORNEY SUMMARY

Attorney	Hours Worked	Billed Per Hour	Bill Amount
C.S.Schwarz Rendon	150.60	235.00	35,391.00
Total all Attorneys	150.60	235.00	35,391.00
Total This Invoice			\$35,518.03

EBG 3746

EXHIBIT ‘L’

19 - FEB - 98

NAME: E

Page 2

VENDEUR
NO.: 4718

LLEN METAL TECHNOLOGY, INC. D.J.P.

40785

7627



Molten Metal Technology

PURCHASE REQUISITION

Other _____

PR# 038495

PR# 038495

SHADED AREA FOR PURCHASING ONLY

SUGGESTED VENDORS - IF NEW VENDOR, ADDRESS NEEDED <i>Epstein, Becker & Green</i> 75 State St. Boston MA 02109			PURCHASE ORDER NO.			
			DATE REQUIRED IN OUR PLANT	SHIP VIA		
			TERMS	PRICE & DELIVERY CONFIRMED BY		
SUPPLIER TELEPHONE / FAX NO.			F.O.B.	DATE		
PROJECT CODE		W.G. NO.	DELIVER TO:			
DEPARTMENT / GL CODE		COMMODITY CODE				
<input type="checkbox"/> PLEASE CHECK HERE IF REQUEST FOR QUOTE ONLY			<input type="checkbox"/> COMPETITIVELY BID <input type="checkbox"/> MMT Contract Agreement Required			
Check Required			RECEIPT REQUIRED Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>			
Check Only: FOR INTERNAL USE ONLY. DO NOT PROCESS ORDER.			P.O. TYPE (circle one) S. B. C. <input type="checkbox"/> TAX EXEMPT			
			<input type="checkbox"/> MAIL P.O. <input type="checkbox"/> FAX P.O. <input type="checkbox"/> CONFIRMING ONLY			
			BUYER INITIAL			
			Budgeted			
Yes	No	Yes	No	Yes		
Special Instructions: (e.g. Send Check with Order)						
MMT PART NO.	QUANTITY	UNIT	DESCRIPTION & CATALOG NO. / COMMODITY CODE		UNIT PRICE	TOTAL
			<i>Services Rendered:</i>			
			<i>Through Jan 31 '98</i>			
			<i>- Rhonda Walker</i>			<i>3,555</i>
			<i>Services - Through 2/5/98</i>			
			<i>Chris Nagel.</i>			<i>504</i>
ENTERED FEB 09 1998						

Equipment used on/or Project description	PROJECT LOCATION	REQUISITION TOTAL	<i>4,059.91</i>
	<input type="checkbox"/> Waltham <input type="checkbox"/> Oak Ridge <input type="checkbox"/> Fall River <input type="checkbox"/>	Q.A. Authorization Required? <input type="checkbox"/> Yes <input type="checkbox"/> No Q.A. Inspector	

REQUISITIONER'S SIGNATURE

PRINT NAME AND PHONE NUMBER

PRINT NAME AND PHONE NUMBER

MANAGE

 PRINT NAME

PRINT NAME

EPSTEIN BECKER & GREEN, P.C.

75 State Street
Boston, Massachusetts 02109
Central Switchboard No.: (617) 342-4000
Facsimile Telephone: (617) 342-4001

Facsimile Cover Sheet

Our File No.

Addressee (Firm): Molten Metal Technology, Inc.

For the Attention of: Ethan Jacks, Esq.

Addressee Facsimile Telephone No. 781-487-7658

Addressee Telephone Telephone No.

From: Carole Schwartz Rendon, Esq.

Date: February 9, 1998

No. of Pages: 6 including cover sheet

RE:

IF YOU DO NOT RECEIVE ALL THE PAGES, OR THEY ARE NOT LEGIBLE,
PLEASE CALL AS SOON AS POSSIBLE AT: (617) 342-4000
ASK FOR FACSIMILE OPERATOR

THE INFORMATION CONTAINED IN THIS FACSIMILE IS CONFIDENTIAL, AND IS INTENDED ONLY FOR THE USE OF THE NAMED ADDRESSEE. IF THE READER OF THIS MESSAGE IS NOT THE NAMED ADDRESSEE, OR THE PERSON RESPONSIBLE TO DELIVER IT TO THE NAMED ADDRESSEE, YOU ARE HEREBY NOTIFIED THAT ANY USE OF THIS FACSIMILE OR ITS CONTENTS, INCLUDING DISSEMINATION OR COPYING, IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY EPSTEIN BECKER & GREEN BY TELEPHONE AT (617) 342-4000, AND RETURN THE ORIGINAL TO US AT THE ABOVE ADDRESS, VIA MAIL. WE WILL REIMBURSE YOUR TELEPHONE AND POSTAGE EXPENSE FOR DOING SO. THANK YOU.

MESSAGE:

EPSTEIN BECKER & GREEN, P.C.

ATTORNEYS AT LAW

75 STATE STREET

BOSTON, MASSACHUSETTS 02109

(617) 342-4000

FAX: (617) 342-4001

TWO EMBARCADERO CENTER
SAN FRANCISCO, CALIFORNIA 94111-3884
(415) 366-3800

12780 MERIT DRIVE
DALLAS, TEXAS 75281-1209
(972) 490-3143

880 PARK AVENUE
NEW YORK, NEW YORK 10177-0077
(212) 381-4800

1227 20TH STREET, N.W.
WASHINGTON, D.C. 20037-1166
(202) 381-0800

1575 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2601
(213) 680-8881

615 LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704
(203) 346-3737

ONE RIVERFRONT PLAZA
NEWARK, NEW JERSEY 07103-1
(201) 642-1800

2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133-3141
(305) 368-1100

101 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-3132
(703) 684-1204

P.C. NEW YORK, WASHINGTON, D.C.
CONNECTICUT, VIRGINIA, NEW JERSEY
MASSACHUSETTS AND TEXAS ONLY

February 6, 1998

BY FACSIMILE AND FIRST CLASS MAIL

Gene Berman, Esq.
Molten Metal Technology, Inc.
400-2 Totten Pond Road
Waltham, MA 02154

Re: Representation of Molten Metal Employees

Dear Gene:

Pursuant to your voice mail message yesterday, enclosed herein please find an invoice reflecting the work I have done to date for Rhonda Walker in the connection with the Department of Energy and FBI's investigation of Molten Metal Technology. I also have enclosed a bill for the limited amount of work I have done very recently for Chris Nagel in connection with his upcoming testimony before Congress.

You should note that, by prior agreement with Ms. Walker as a result of her personal financial situation, she was billed at a 50% discount. As a result of the fact that our computer only produces bills at my standard rate, the attached invoice reflects only half of the time I actually spent on each of the items indicated. If Molten Metal Technology is willing to reimburse me at my normal rate of \$240/hour for the work I did for Ms. Walker, the total invoice would be \$6,939.91, including disbursements. Having agreed to a substantially reduced rate for Ms. Walker, I did not feel that I could charge MMT a different rate for that work without your prior consent. As you may well imagine, however, your ability to reimburse me at my full rate for the work I did for Ms. Walker would help alleviate some of the

Gene Berman, Esq.
February 6, 1998
Page 2

difficulty I experienced as a result of our unfortunate billing situation last November and December.

Finally, as we discussed, it would be extremely helpful if these two invoices could be paid prior to my trip to Washington D.C. next week in connection with my representation of Chris Nagel. If you have any questions or concerns, please do not hesitate to contact me.

Very truly yours,

Carole Schwartz Rendon/gm
Carole Schwartz Rendon

Enclosures

cc: Ethan Jacks, Esq.

EPSTEIN BECKER & GREEN, P.C.

ATTORNEYS AT LAW

75 STATE STREET
BOSTON, MASSACHUSETTS 02109(617) 342-4000
FACSIMILE (617) 342-4001

February 6, 1998

Molten Metal Technology, Inc.
 400-2 Totten Pond Road
 Waltham, MA 02154

FOR PROFESSIONAL SERVICES RENDERED

Re: Chris Nagel

FOR PROFESSIONAL SERVICES RENDERED to Chris Nagel through and including February 5, 1998.

1/28/98	C.S. Rendon	Conference call with Gene Berman, Ethan Jacks, and counsel for various MMT employees re: upcoming congressional hearings and recent grand jury appearances	1.5	360.00
2/4/98	C.S. Rendon	Telephone conference with Karen Green re: campaign contribution information and memoranda, review of materials sent by Karen Green.	.4	96.00
2/3/98	C.S. Rendon	Telephone conference with Chris Nagel re: developments and scheduling issues	.2	48.00

Attorney Summary:

<u>Attorney</u>	<u>Hours Worked</u>	<u>Billed Per Hour</u>	<u>Bill Amount</u>
C.S. Rendon	2.1	240.00	504.00

TOTAL THIS INVOICE: \$504.00

EPSTEIN BECKER & GREEN, P.C.

ATTORNEYS AT LAW
78 STATE STREET
BOSTON, MASSACHUSETTS 02109

16171 342-4000
FACSIMILE: (16171) 342-4001

February 6, 1998

Molten Metal Technology, Inc.
400-2 Totten Pond Road
Waltham, MA 02154

FOR PROFESSIONAL SERVICES RENDERED

Client/Matter No. 30668/1

Rhonda Walker

FOR PROFESSIONAL SERVICES RENDERED to Rhonda Walker through and including January 31, 1998.

1/6/98	C.S. Rendon	Meeting in Knoxville with Rhonda Walker in preparation for FBI interview; travel back to Boston from Knoxville	6.7	1,574.50	
1/12/98	C.S. Rendon	Drafting letter to Rhonda Walker regarding grand jury subpoena	.1	23.50	
1/22/98	C.S. Rendon	Telephone conference with Rhonda Walker regarding trip to D.C. on 1/23/98	.1	23.50	
1/23/98	C.S. Rendon	Travel to Washington for meeting with Task Force prosecutor; Rhonda Walker's testimony before grand jury	7.5	1,762.50	
				Total Hours:	14.4

	Total For Services:	\$3,384.00
--	---------------------	------------

Disbursements Made on Behalf of Client:

Meals:	37.83
Travel Expense - Lodging:	134.08
Disbursements Total:	\$171.91

Attorney Summary:

<u>Attorney</u>	<u>Hours Worked</u>	<u>Billed Per Hour</u>	<u>Bill Amount</u>
C.S. Rendon	14.40	235.00	3,384.00

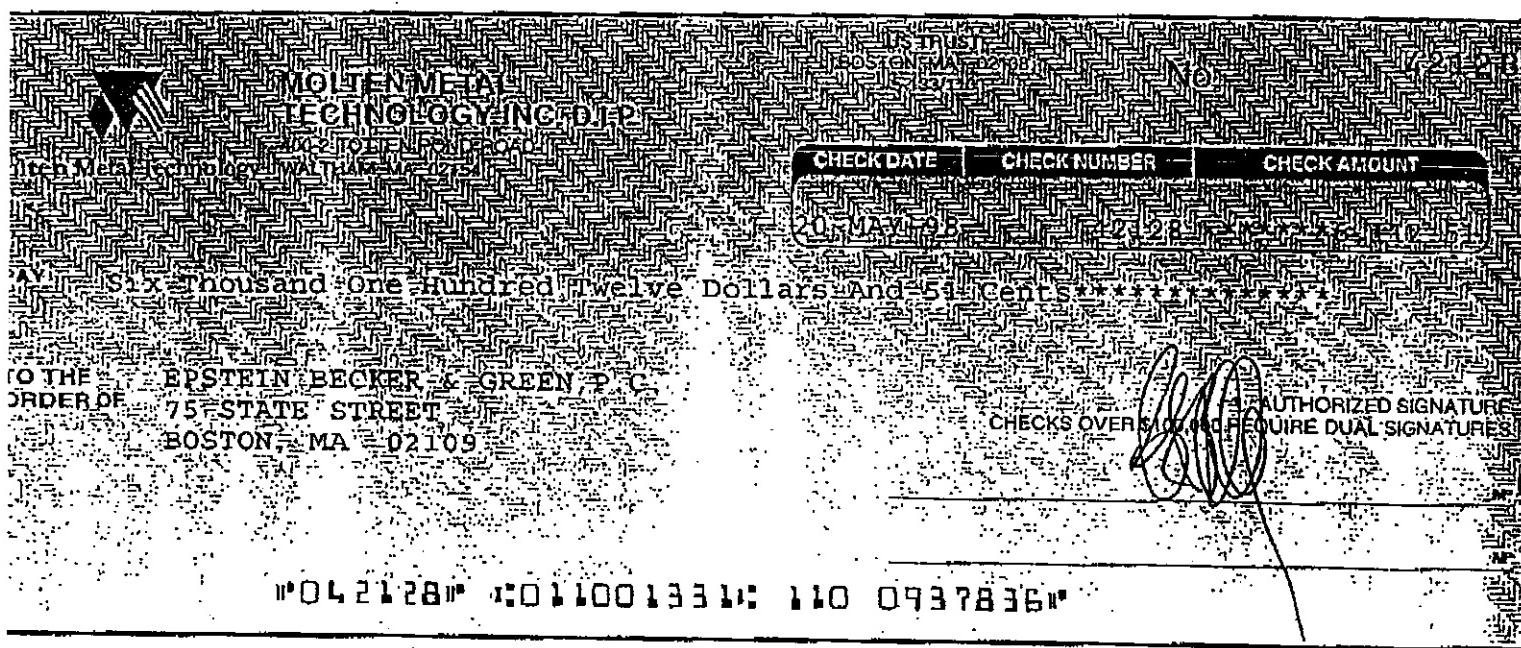
\$3,555.91

TOTAL THIS INVOICE:

EXHIBIT ‘M’

E20-MAY-98

INVOICE NO.	INVOICE DATE	DESCRIPTION	VENDOR NAME:	VENDOR NO.:	NET AMOUNT
			EPSTEIN BECKER & GREEN	4718	
L250	13-APR-98	BILL PD 2/5-3/31/98: DOE INVEST		0.00	2,375.71
L251	13-APR-98	BILL PD 2/27-3/31/98: DOE INVES		0.00	3,454.50
1348	15-APR-98	TRAVEL EXPENSES		0.00	.282.30
					0.00
					6,112.51



MOLTEN METAL TECHNOLOGY, INC. D.I.P.

42128

7626

EPSTEIN BECKER & GREEN, P.C.

ATTORNEYS AT LAW

75 STATE STREET

BOSTON, MASSACHUSETTS 02109

250 PARK AVENUE
NEW YORK, NEW YORK 10177-0077
(212) 351-4500

1227 25TH STREET, N.W.
WASHINGTON, D.C. 20037-1156
(202) 861-0900

1875 CENTURY PARK EAST
LOS ANGELES, CALIFORNIA 90067-2501
(213) 556-8861

SIX LANDMARK SQUARE
STAMFORD, CONNECTICUT 06901-2704
(203) 348-3737

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DALLAS, TEXAS 75251-1209
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2400 SOUTH DIXIE HIGHWAY, SUITE 100
MIAMI, FLORIDA 33133-9141
(305) 856-1100

510 KING STREET, SUITE 301
ALEXANDRIA, VIRGINIA 22314-9132
(703) 684-1204

P.C. NEW YORK, WASHINGTON, D.C.
CONNECTICUT, VIRGINIA, NEW JERSEY
MASSACHUSETTS AND TEXAS ONLY

April 20, 1998

BY OVERNIGHT MAIL

Gene Berman
Molten Metal Technology
421 Currant Road
Fall River, MA 02720

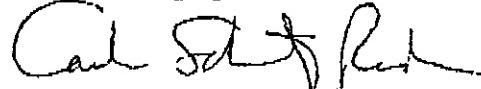
Re: Campaign Finance Task Force Investigation

Dear Gene:

Enclosed herein, please find three separate bills, which include charges for my time as well as disbursements through the end of March, 1998. As I indicated in my prior voice mail message, to enable us to better track the time expenditures, I have divided my current Molten Metal Technology clients into three separate matters: Chris Nagel, Rhonda Walker, and William Boland, et al. As you will note, the total of the three bills through the end of March, 1998, including disbursements, is \$6,112.51.

I appreciate your continued prompt attention to these matters. Please do not hesitate to contact me if you have any questions or concerns regarding the enclosed bills.

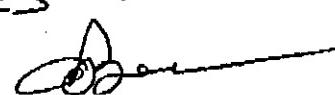
Very truly yours,



Carole Schwartz Rendon

O.K. / SEE INDIVIDUAL INVOICES

To Pat



cc: Ethan Jacks, Esq. (w/enclosure)
William Boland, Jr. (w/enclosure)

EPSTEIN BECKER & GREEN, P.C.

ATTORNEYS AT LAW
 75 STATE STREET
 BOSTON, MASSACHUSETTS 02109

(617) 342-4000
 FACSIMILE: (617) 342-4001

William Boland, Jr.
 180 Commonwealth Avenue, Unit 19
 Boston, MA 02116

April 13, 1998
 Invoice # 231251

FOR PROFESSIONAL SERVICES RENDERED through 03/31/98:

30729/1
DOE/FBI Investigation

02/27/98 C.S.Schwartz Rendon	Telephone conferences with J. Grabmeier regarding FBI interview; telephone conference with G. Berman regarding same	.8	168.00
03/02/98 C.S.Schwartz Rendon	Telephone conference with G. Berman regarding J. Grabmeier; telephone conference with D. Schneider regarding same	.6	141.00
03/03/98 C.S.Schwartz Rendon	Telephone conference with W. Boland and G. Berman regarding FBI interview; follow-up calls to W. Boland and G. Berman	1.2	282.00
03/04/98 C.S.Schwartz Rendon	Telephone conference with D. Schneider regarding Boland grand jury subpoena; telephone conference with W. Boland regarding same	.2	47.00
03/05/98 C.S.Schwartz Rendon	Telephone conference with W. Boland regarding grand jury subpoena; telephone conference with E. Jacks regarding grand jury and shareholder litigation; telephone conference with S. Willet regarding	.5	117.50

PLEASE INCLUDE OUR REFERENCE NUMBER ON YOUR CHECK
 REMITTANCE COPY

EPSTEIN BECKER & GREEN, P.C.

ATTORNEYS AT LAW
 75 STATE STREET
 BOSTON, MASSACHUSETTS 02109
 Page: 2
 (617) 342-4000
 FACSIMILE: (617) 342-4001

William Boland, Jr.

April 13, 1998

FOR PROFESSIONAL SERVICES RENDERED
DOE/FBI Investigation

03/12/98 C.S.Schwartz Rendon	shareholder litigation		
	Telephone conferences	.3	70.50
	With J. Grabmeier and		
	W. Boland regarding FBI		
	interviews; telephone		
	conference with FBI		
	Special Agent Ruppert		
	regarding same.		
03/13/98 C.S.Schwartz Rendon	Telephone conference	.8	188.00
	with W. Boland		
	regarding FBI		
	interview; telephone		
	conference with S.		
	Kansen regarding update		
	for securities		
	litigation; telephone		
	conference with G.		
	Ruppert, FBI; follow-up		
	calls regarding		
	schedule		
03/17/98 C.S.Schwartz Rendon	Preparation for FBI	4.3	1,010.50
	interview and FBI		
	interview of W. Boland		
03/18/98 C.S.Schwartz Rendon	Telephone conference	.2	47.00
	with G. Berman		
	regarding update of W.		
	Boland's telephone		
	interview		
03/19/98 C.S.Schwartz Rendon	Telephone conference	1.7	399.50
	with G. Berman		
	regarding new document		
	subpoena and R. Bach;		
	telephone conference		
	with R. Bach regarding		
	developments and		
	strategy; telephone		
	conference with G.		
	Ruppert,		
03/20/98 C.S.Schwartz Rendon	Telephone conference	.9	211.50

EPSTEIN BECKER & GREEN, P.C.

ATTORNEYS AT LAW
 75 STATE STREET
 BOSTON, MASSACHUSETTS 02109
 Page: 3
 (617) 342-4000
 FACSIMILE: (617) 342-4001

William Boland, Jr.

April 13, 1998

FOR PROFESSIONAL SERVICES RENDERED
DOE/FBI Investigation

	with G. Ruppert - FBI regarding scheduling; telephone conference with R. Bach regarding developments; telephone conference with D. Schneider regarding same; telephone conference with G. Berman regarding updates		
03/26/98 C.S.Schwartz Rendon	Telephone conference	.2	47.00
	with R. Goldman regarding K. O'Reilly; telephone conference with K. O'Reilly regarding representation		
03/27/98 C.S.Schwartz Rendon	Conference call with G. Berman, E. Jacks, R. Goldman, et al, regarding developments; telephone conference with K. O'Reilly regarding FBI interview request	2.4	564.00
03/30/98 C.S.Schwartz Rendon	Telephone conference with D. Schneider and K. Givens (FBI) regarding K. O'Reilly	.3	70.50
03/31/98 C.S.Schwartz Rendon	Telephone conference with K. O'Reilly regarding telephone interview; telephone conference with K. Givens (FBI) regarding same	.3	70.50
		Total Hours	14.7

EPSTEIN BECKER & GREEN, P.C.

ATTORNEYS AT LAW

75 STATE STREET

BOSTON, MASSACHUSETTS 02109

Page: 4

(617) 342-4000

FACSIMILE: (617) 342-4001

William Boland, Jr.

April 13, 1998

FOR PROFESSIONAL SERVICES RENDERED
DOE/FBI Investigation

Total For Services \$3,454.50

ATTORNEY SUMMARY

Attorney	Hours Worked	Billed Per Hour	Bill Amount
C.S. Schwartz Rendon	14.70	235.00	3,454.50
Total all Attorneys	14.70	235.00	3,454.50

Total This Invoice

\$3,454.50

PAY

O.M. T^o

PLEASE INCLUDE OUR REFERENCE NUMBER ON YOUR CHECK
REMITTANCE COPY

EPSTEIN BECKER & GREEN, P.C.

ATTORNEYS AT LAW
75 STATE STREET
BOSTON, MASSACHUSETTS 02109

(617) 342-4000
FACSIMILE: (617) 342-4001

Christopher Nagel
c/o Molten Metal Technology, Inc.
421 Currant Road
Fall River, MA 02720

April 15, 1998
Invoice No. 231348

FOR PROFESSIONAL SERVICES RENDERED

FOR PROFESSIONAL SERVICES RENDERED

Disbursements Made on Behalf of Client:

Local Transportation (Limousines, Inc.);
Travel Expense (Air/RR Fares) \$282.30

TOTAL AMOUNT DUE:

\$282.30

D.K. To Pay



PLEASE INCLUDE OUR REFERENCE NUMBER ON YOUR CHECK

EPSTEIN BECKER & GREEN, P.C.

ATTORNEYS AT LAW
 75 STATE STREET
 BOSTON, MASSACHUSETTS 02109

(617) 342-4000
 FACSIMILE: (617) 342-4001

Rhonda Walker
 12321 River Oak Point
 Knoxville, TN 37922

April 13, 1998
 Invoice # 231250

FOR PROFESSIONAL SERVICES RENDERED through 03/31/98:

30688/1
 DOE/FBI Investigation

02/05/98 C.S.Schwartz Rendon	Telephone conference with D. Schneider regarding document request; telephone conference with R. Walker regarding same.	.2	47.00
02/10/98 C.S.Schwartz Rendon	Telephone conference with D. Schneider regarding attorney proffer and documents; telephone conference with R. Walker regarding same	.2	47.00
02/13/98 C.S.Schwartz Rendon	Telephone conference with R. Walker regarding status update, attorney proffer and recent developments	.5	117.50
02/18/98 C.S.Schwartz Rendon	Drafting letter to R. Walker regarding witness reimbursement form; brief telephone conference with M. Touhey regarding grand jury	.2	47.00
02/19/98 C.S.Schwartz Rendon	Telephone conference with D. Laller regarding grand jury	.1	23.50
02/20/98 C.S.Schwartz Rendon	Telephone conference with D. Laller regarding grand jury appearance of V. Gatto; telephone conference with R. Walker	.5	117.50

EPSTEIN BECKER & GREEN, P.C.

ATTORNEYS AT LAW
 75 STATE STREET
 BOSTON, MASSACHUSETTS 02109

 Page: 2
 (617) 342-4000
 FACSIMILE: (617) 342-4001

Rhonda Walker

April 13, 1998

FOR PROFESSIONAL SERVICES RENDERED
DOE/FBI Investigation

regarding same			
03/16/98 C.S.Schwartz Rendon	Review of letter from D. Schneider regarding attorney proffer; tel. conference w/D. Schneider re: same.	.3	70.50
03/17/98 C.S.Schwartz Rendon	Drafting letter to R. Walker regarding attorney proffer, further information and document subpoena	.4	94.00
03/19/98 C.S.Schwartz Rendon	Telephone conference with R. Walker regarding developments and grand jury	.7	164.50
03/20/98 C.S.Schwartz Rendon	Initial drafting of attorney proffer letter; telephone conference with D. Schneider regarding same	.6	141.00
03/23/98 C.S.Schwartz Rendon	Telephone conference with R. Walker regarding developments; continued drafting of attorney proffer letter; telephone conference with E. Jacks regarding developments and non-disclosure waiver; editing letter; telephone conference with J. Andrews; telephone conference with M. Tuohy	2.8	658.00
03/26/98 C.S.Schwartz Rendon	Review of correspondence from E. Jacks; drafting letter to E. Jacks in response; review of	1.2	282.00

EPSTEIN BECKER & GREEN, P.C.

ATTORNEYS AT LAW
 75 STATE STREET
 BOSTON, MASSACHUSETTS 02109

 Page: 3
 (617) 342-4000
 FACSIMILE: (617) 342-4001

Rhonda Walker

April 13, 1998

FOR PROFESSIONAL SERVICES RENDERED
DOE/FBI Investigation

documents provided by R. Walker regarding grand jury subpoena; telephone conference with R. Walker regarding same		
03/27/98 C.S.Schwartz Rendon	Telephone conference with E. Jacks regarding authorization letter; drafting reply letter to E. Jacks regarding same; telephone conference with R. Walker regarding documents, internet issues, etc.	1.3 305.50
03/30/98 C.S.Schwartz Rendon	Telephone conference with E. Jacks regarding R. Walker's settlement agreement	.2 47.00
Total Hours		9.2
Total For Services		\$2,162.00

Disbursements Made on Behalf of Client:

Local Transportation LIMOUSINES INC.	101.80
Telephone	22.69
Fax/Telex	27.00
Meals	16.22
Travel Expense - Taxis	46.00
 Disbursements Total	 \$213.71

EPSTEIN BECKER & GREEN, P.C.

ATTORNEYS AT LAW
 75 STATE STREET
 BOSTON, MASSACHUSETTS 02109
 Page: 4
 (617) 342-4000
 FACSIMILE: (617) 342-4001

Rhonda Walker

April 13, 1998

FOR PROFESSIONAL SERVICES RENDERED
 DOE/FBI Investigation

ATTORNEY SUMMARY

Attorney	Hours Worked	Billed Per Hour	Bill Amount
C.S. Schwartz Rendon	9.20	235.00	2,162.00
Total all Attorneys	9.20	235.00	2,162.00
Total This Invoice			\$2,375.71

OK. TO PAY

PLEASE INCLUDE OUR REFERENCE NUMBER ON YOUR CHECK

EXHIBIT ‘N’

1 Q. And what did your review of the bills tell
2 you Epstein Becker did?

3 A. That Epstein Becker was communicating with
4 certain employees of the debtor and the debtor
5 regarding various matters that were purported to be
6 in connection with various investigations.

7 Q. And do you have any information about
8 whose interests Epstein, Becker & Green was
9 representing in those investigations?

10 A. I believe the debtor's interests.

11 Q. And upon what do you base that conclusion?

12 A. Because at that point in time my
13 understanding from review of other records in the
14 case that the investigation at that time was
15 focusing in on what we call the invoice issue and
16 the Q2 and Q3 1996 misstated earnings, and that at
17 least one of the key employees who in files we found
18 stated that she had the smoking gun regarding the
19 invoice issue was one of the persons listed on the
20 time records.

21 Q. What's that person's name?

22 A. Rhonda Walker, and was the same person
23 who, if I remember correctly, was being currently
24 investigated by the Trustee with regard to the

Page 54

1 information that she had -- when I mean currently,
2 at the time I made this conclusion and learned about
3 this. And I believe I had seen a document from
4 Rhonda Walker's attorney stating that as part of the
5 settlement agreement with Molten Metal in her,
6 quote, severance or leaving she was required to
7 retain Carole Schwartz Rendon and Epstein, Becker &
8 Green and, if I remember correctly, that lawyer's
9 letter raised an issue in connection with that
10 representation as being a conflict.

11 Q. Did you take a copy of that letter?

12 A. I don't know if I took a copy of that
13 letter.

14 Q. Where would that letter --

15 MR. SUTTON: That letter is in the
16 documents.

17 MS. BAGGER: I think it might make
18 sense, we might just need to bring the whole ATG,
19 that whole folder that that document came out of.
20 We can go off the record.

21 (Discussion off the record.)

22 Q. Before we broke, Mr. Braunstein, I should
23 say during our break I noticed that you were taking
24 the opportunity to read Exhibit 5. Who does Exhibit

EXHIBIT ‘O’

L. James Andrews
Marilyn L. Hudson

606 West Main Street
Suite 202
Knoxville, TN 37902

Tel. 423•525•4200
FAX 423•525•8445

ANDREWS + HUDSON, P.C.
ATTORNEYS AT LAW

November 10, 1997

RECEIVED

NOV 17 1997

VIA FACSIMILE & U.S. MAIL
Carole Schwartz Rendon
Epstein Becker & Green, P.C.
75 State Street
Boston, MA 02109

Re: Representation of Ms. Rhonda Walker during the investigation of Molten Metal Technology

Dear Carole:

When we spoke on October 23, 1997, I told you that Ms. Walker would only be willing to consent to your firm jointly representing her and other Molten Metal Technology (MMT) employees if her Title VII matter with MMT had been resolved. I confirmed that conversation with Ron Daves, Molten Metal's local attorney for the Title VII matter.

To date the Title VII matter has not been resolved and accordingly Ms. Walker does not consent and has not consented to joint representation. At this time she is represented in all pending matters by this firm.

I regret any inconvenience this may have caused you. When and if the Title VII matter is resolved, Ms. Walker will be happy to revisit the issue of her legal representation.

Feel free to call if you have any questions.

With kindest personal regards,

A. James Andrews

CC: Ron Daves, Esq.
Rhonda Walker

8084

EXHIBIT ‘P’

1 specifically Carole Schwartz Rendon, were communicating
2 directly with lawyers from Latham and Watkins
3 concerning the investigations?

4 A. I have no knowledge.

5 ATTY. BAGGER: Objection. Foundation.

6 THE WITNESS: I have no knowledge of that.

7 ATTY. FLEISCHER: Let's mark this.

8 (Exhibit 4, 8/25/97 MEMO FROM CAROLE SCHWARTZ
9 RENDON, marked for identification.)

10
11 Q. Okay. Mr. Berman, you've just been handed what's
12 been marked as Exhibit 4, and if you could just take a
13 look at this document, please?

14 A. Okay.

15 Q. Do you have any recollection of having ever seen
16 this document before?

17 A. I don't have a specific recollection of seeing
18 this document, no.

19 Q. Do you have a general recollection of the matters
20 that are addressed in this memorandum?

21 A. Let me be clear on how I'm answering this. Yes,
22 the matters in here I'm certainly, as I previously
23 testified, that there were issues of campaign
24 contributions, it pertained to the PRDA, which was one

1 of the DOE contracts.

2 Q. Do you recall what PRDA stands for?

3 A. Planned Research Development Agreement or Program.

4 I'm not absolutely certain.

5 Q. But you have no specific recollection of the
6 document itself?

7 A. I do not.

8 Q. Do you have any specific recollection of
9 discussing the matters raised in this memorandum with
10 Carole Schwartz Rendon?

11 A. I have no recollection of discussing these matters
12 with Ms. Rendon.

13 Q. And do you recall whether or not you had any hand
14 in drafting this document?

15 A. It purports to be from Ms. Rendon and I appear to
16 be a recipient of it. To answer your question, no. I
17 have no recollection of me having a hand in drafting
18 this, no.

19 Q. Do you recall if you have ever seen it in draft
20 form?

21 A. I don't have a recollection of it.

22 Q. Can you turn to Page 6 of this document, Exhibit
23 4?

24 A. Yes.

1 Q. And there is a section there that's titled, V, in
2 Roman Numerals, "Concerns"?

3 A. Yes.

4 Q. I would ask you if you could read that section
5 just a little closely to yourself and that runs onto
6 Page 7, through Points 1, 2, 3, 4 and 5. Just let me
7 know when you've read those.

8 A. Okay.

9 Q. And now, turning back to Page 7, we'll go to the
10 first numbered point.

11 A. Yes.

12 Q. Do you know who Clyde Frank was?

13 A. I have a general recollection that he was an
14 employee of the Department of Energy.

15 Q. Now, Mr. Gatto, how do you pronounce his name?

16 A. That's correct, Gatto.

17 Q. Do you recall who represented Mr. Gatto in
18 connection with the investigations?

19 A. Mr. Touhey.

20 Q. He was not represented by Epstein, Becker and
21 Green?

22 A. Not to my knowledge, no.

23 Q. Do you recall having any discussions with
24 Ms. Rendon concerning the substance of Point 1?

1 A. I do not.

2 Q. Do you recall having any discussions with any of
3 the other officers or directors, employees of MMT
4 concerning the substance of the matters raised in Point
5 1?

6 A. I do not.

7 Q. Do you understand how the matter or the substance
8 of the matter raised in Point 1 would have affected
9 other individual employees of MMT?

10 ATTY. BAGGER: Objection to the form of the
11 question.

12 THE WITNESS: I do not.

13 Q. With respect to Point 2, do you recall having any
14 discussion with Ms. Rendon concerning the substance of
15 Point 2?

16 A. I do not.

17 Q. Do you recall having any discussions with any
18 other officers or directors or employees of MMT
19 concerning the substance of the matter addressed in
20 point 2?

21 A. I do not.

22 Q. And do you have any understanding of how the
23 substance of the -- strike that.

24 Do you understand how the issue raised in Point 2

1 would directly affect clients of Ms. Rendon --

2 ATTY. BAGGER: Objection.

3 Q. -- in the investigation?

4 ATTY. BAGGER: Objection. Foundation.

5 THE WITNESS: I do not.

6 Q. Point 3, do you recall discussing the substance of
7 Point 3 with Ms. Rendon?

8 A. I do not.

9 Q. Do you recall discussing the substance of Point 3
10 with any other officers, directors or employees of MMT
11 with Ms. Rendon -- strike that question.

12 Do you recall discussing the substance of the
13 matter raised in Point 3 with any other officers or
14 directors or employees of MMT?

15 A. I don't have any specific recollection of that.

16 Although, I do recall generally that discussions were
17 had about what the campaign contribution laws were and
18 what we needed to do to make sure we were legal in what
19 we did.

20 Q. Do you recall who you might have had those
21 discussions with?

22 A. No.

23 Q. Could it have been with Ms. Rendon?

24 A. No. I thought your question was MMT employees.

1 Q. I'm asking a different question now.

2 ATTY. BAGGER: To which I object to. Asked and
3 answered.

4 Q. Do you have any understanding how the issue raised
5 in Point 3 would have directly affected Ms. Rendon's
6 clients in the investigation?

7 ATTY. BAGGER: Objection. Foundation.

8 THE WITNESS: I do not.

9 Q. Point 4, please. Do you recall having any --
10 strike that.

11 Do you recall having any discussions with
12 Ms. Rendon concerning the issue raised in Point 4?

13 A. I do not.

14 Q. Do you recall having any discussions with any
15 other officers or directors or employees of MMT
16 concerning the issue raised in Point 4?

17 A. Other than repeating what I said before,
18 contributions, whether they be cash or in kind, we were
19 sensitive and I would recall general discussions of
20 that issue for compliance reasons, but I don't recall
21 any specific conversations or with whom I might have
22 had that conversation within MMT.

23 Q. Say that again.

24 A. With MMT employees. I have no such recollection

1 of any such conversations with Ms. Rendon. I'm
2 answering that with regard to what I thought your
3 question was with regard to MMT employees.

4 Q. Do you recall the specific MMT employees?

5 A. I do not.

6 Q. Do you have any understanding of how the issue
7 raised in Point 4 would have any effect on Ms. Rendon's
8 clients in the investigation?

9 A. I do not.

10 Q. And, lastly, I'm going to ask the same series of
11 questions with respect to Point 5.

12 A. Certainly.

13 Q. Do you recall having any discussions with
14 Ms. Rendon concerning the issues raised in Point 5?

15 A. I do not.

16 Q. Do you recall having any discussions with other
17 officers, directors or employees of MMT -- I'm sorry.
18 Strike that.

19 ATTY. BAGGER: You keep saying other employees and
20 officers of MMT after asking about Ms. Rendon who is
21 not an officer or employee of MMT.

22 ATTY. FLEISCHER: I struck the question and for
23 that reason.

24 ATTY. BAGGER: Okay.

EXHIBIT ‘Q’

FROM LATHAM & WATKINS WASH DC #

(THU) 10.23'97 10:47/S 10:44/NO. 4261478035 P 1

LATHAM & WATKINS

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1001 PENNSYLVANIA AVE., N.W.
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 TELEPHONE (202) 637-2200
 FAX (202) 637-2201

6062/2

FILE

10/23 10:47

FACSIMILE TRANSMISSION

DATE: October 23, 1997

TO:

Name	Fax No.	Phone No.
Eugene Berman Molten Metal Technology	617 768 6548	617 487-7626
John Coyle Duncan & Allen	202 289 8450	202 289 8400
Mark Tuohy, Bill Lawler, Craig Margolis Vinson & Elkins	202 639 6604	202 639 6660
Karen Green Hale & Dorr	617 526 5000	617 526 6000
Carole Schwartz Rendon Epstein Becker & Green	617 342 4001	617 342 4000
Joseph Savage Testa, Hurwitz & Thibeault	617 248 7100	617 248 7000

FROM: David A. Becker

ATTY BILLING NO.: 02678

Re: 10/24 Joint Defense Conference Call

 ORIGINAL(S) WILL FOLLOW

NUMBER OF PAGES, INCLUDING COVER:

MESSAGE:

11368

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IF THERE ARE ANY PROBLEMS WITH THIS TRANSMISSION, PLEASE CALL (202) 637-2392.

DC DOCS\75459.1

FROM LATHAM & WATKINS WASH DC #

(THU) 10.23' 97 10:48/P 10:44/NO. 4261478035 P 2

LATHAM & WATKINS

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SUITE 1300
WASHINGTON, D.C. 20004-2505
TELEPHONE (202) 637-2200
FAX (202) 637-2201

VIA FACSIMILE

TO:	Distribution	DATE:	October 23, 1997
FROM:	David Becker	FILE NO.:	020967-0003
SUBJECT:	<u>Joint Defense Conference Call</u>	COPIES TO:	Mike Guzman Roger Goldman

Tomorrow morning's conference call is scheduled for 10:00 am. Please dial (612) 321-0939 to join, and ask for the Goldman conference call. If you have any questions, please call me at (202) 637-2174.

Distribution

Gene Berman
John Coyle
Karen Green
Mark Tuohey/Bill Lawler/Craig Margolis
Carol Schwartz Rendon
Joseph Savage

EXHIBIT ‘R’

Molten Metal Technology, Inc.
DOE Subpoena

Contact List

Relationship	Name	Firm	Phone	Phone
MMT	Roger Goldman	Latham & Watkins 1001 Pennsylvania Avenue N.W. Suite 1300 Washington, D.C. 20004-20505	202-637-2253	202-637-2201
MMT	Joseph F. Savage, Jr.	Testa, Hurwitz & Thiebaud, L.L.P. High Street Tower 125 High Street Boston, MA 02110	617-248-7000	617-248-7100
Bill Haney	Karen Green	Hale & Dore 60 State Street Boston, MA 02109	617-526-6000	617-526-5000
Ben Downs	Michael Kendall	McDermott, Will & Emery 75 State Street Boston, MA 02109	617-345-5085	617-345-5077
Ethan Jacks	Dennis Saylor	Goodwin Proctor & Hoar Exchange Place Boston, MA 02109	617-570-1971	617-523-1231
Gene Berman	John Coyle	Duncan & Allen 1575 I Street, N. W. Suite 300 Washington, D.C. 20054	202-289-8400	202-289-8450
Vic Gatto	Mark H.Touhey, III William Laller	Vinson & Elkins, L.L.P. The Willard Office Building 1455 Pennsylvania Avenue, N. W. Washington, D.C. 20004-1008	202-369-6660 202-369-6500	202-369-6604
MMT Staff	Carole Schwartz Rendon	Epstein Becker & Green, P.C. 75 State Street Boston, MA 02109	617-342-4000	617-342-4001

4555. 008

EXHIBIT ‘S’



Molten Metal Technology

Molten Metal Technology, Inc. • 421 Current Road • Fall River, MA 02720 • Tel: 508-675-3900 • Fax: 508-675-5544

By Facsimile and Federal Express

April 7, 1998

JOINT DEFENSE DOCUMENT

ATTORNEY - CLIENT PRIVILEGE

Carole Schwartz Rendon, Esq.
Epstein, Becker & Green
75 State Street
Boston, MA 02109

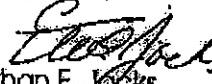
Re: Rhonda Walker

Dear Carole:

As you know, Rhonda Walker reached a severance agreement with Molten Metal Technology, Inc. (MMT) in November of 1997. Pursuant to the terms of that agreement, neither party voluntarily can disclose information regarding the facts and circumstances of Ms. Walker's severance from MMT without the prior authorization of the other party.

In connection with your representation of Rhonda Walker, this letter will confirm that MMT consents to your providing information concerning the terms of Ms. Walker's severance arrangement with MMT in response to requests for information from Dan Schnelder at the Department of Justice's Campaign Finance Task Force. In addition, MMT specifically consents to your providing a copy of the letter that is attached hereto as Exhibit A to Dan Schnelder. Consent from MMT to any further voluntary disclosures of the facts surrounding Ms. Walker's departure from MMT will be considered on a case by case basis.

Very truly yours,


Ethan E. Jacks
Vice President and General Counsel

dp/RWalker
Enclosures

4640
RW 840

SENT BY EPSTEIN BECKER & GREEN: 4-7-98 10:46AM :

BOSTON, MA ~

DUS 3/24 000117 PM

EXHIBIT A

EPSTEIN BECKER & GREEN, P.C.

ATTORNEYS AT LAW

75 STATE STREET

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—

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CONNECTICUT, VIRGINIA, NEW JERSEY
MASSACHUSETTS AND TEXAS ONLY

April 7, 1998

BY OVERNIGHT MAIL

Daniel Schneider, Esq.
 Trial Attorney
 U.S. Department of Justice
 Public Integrity Section - Criminal Division
 1001 G. Street, N.W.
 Suite 310
 Washington, DC 20001

DRAFTRe: Rhonda Walker

Dear Dan:

As you know, I represent Rhonda Walker in connection with the on-going investigation of Molten Metal Technology being conducted by the Campaign Finance Task Force, the FBI and the Department of Energy's Office of the Inspector General. Pursuant to our telephone conversation on March 20, 1998, this proffer is being made pursuant to the terms of your March 11, 1998 letter, with the following modification. As we agreed, if this proffer is to be used in the grand jury, this letter will not be marked as, or introduced as a grand jury exhibit. Instead, you have agreed that any use of this proffer in the grand jury will be in the form of an agent testifying as to the substance of this letter. Moreover, as we discussed, this proffer is being offered as a result of your explanation that the substance of the requested proffer is relevant to the on-going grand jury investigation of Molten Metal Technology ("MMT"). As you have requested, this letter will set forth the factors that led Ms. Walker to leave her employment at MMT in November of 1997.

RW 841

SENT BY: EPSTEIN BECKER & GREEN: 4- 7-98 :10:46AM :

BOSTON, MA.

DUS 024 001177 0

Daniel Schneider, Esq.
 April 7, 1998
 Page 2

DRAFT

As you know, Ms. Walker began working at MMT in the Spring of 1996. At that time her position was Vice President of M4 and Government Sales. Ms. Walker reported directly to Vic Gatto. In the Spring of 1997, Ms. Walker reported to MMT headquarters personnel her allegations that Mr. Gatto was engaging in conduct that constituted sexual harassment of Ms. Walker. Nonetheless, according to Ms. Walker the problems with Mr. Gatto continued. Three months later, Ms. Walker's request to be removed from Vic Gatto's group was granted, and she began reporting directly to Charles Shaver.

As you may recall, in the Fall of 1997, MMT was facing a number of extreme financial crises. Large portions of the MMT work force had been laid off, and additional substantial reductions in force had been announced. Ms. Walker, who was still employed by MMT, had been told that her position was going to be eliminated in an up-coming RIF ("Reduction In Force"). Ms. Walker was concerned that the decision to eliminate her job was made, at least in part, in retaliation for her having reported allegations of sexual harassment by Mr. Gatto and the fact that she had requested a transfer from Mr. Gatto's group. Ms. Walker also alleged other violation of Title VII relating to the decision to terminate her position as compared to other non-terminated employees. Ms. Walker made those concerns known to individuals at MMT's corporate headquarters.

In November of 1997, Ms. Walker entered into a voluntary severance agreement with MMT. As is typical of severance agreements in general, Ms. Walker's agreement with MMT contains a mutual non-disclosure provision. MMT, however, has agreed that, in the limited context of this grand jury investigation, it will waive the non-disclosure provisions and permit me to discuss the details of Ms. Walker's severance agreement.

Ms. Walker's severance agreement, which does not specifically reference allegations or denials of sexual harassment or other Title VII claims, provides for a severance payment in the amount of \$112,500. That payment was made as a lump sum payment. The company also agreed to pay the fees of Ms. Walker's attorney who represented her in connection with these matters. Ms. Walker was permitted to retain as her personal property, the computer equipment and fax machine that had been purchased for Ms. Walker by MMT and which she had kept in her home. In turn, Ms. Walker agreed to return (and did return) all other company property to MMT.

MMT further agreed to provide Ms. Walker with a letter of recommendation, at her request, recommending her to potential future employers in the highest terms. Ms. Walker was advised of her right to continue her medical benefits at her own expense.

RW 842

SENT BY: EPSTEIN BECKER & GREEN; 4-7-88; 1U:47AM

ISSN 1062-1024 • 1999 VOL 26 / NO 10

DRAFT

Daniel Schneider, Esq.
April 7, 1998
Page 3

consistent with the provisions of COBRA. Similarly, Ms. Walker was provided with information concerning her ability to convert her company life insurance and disability insurance policies into individual policies.

Pursuant to the terms of the company's stock option plan, Ms. Walker was advised that she had 90 days from the date of her separation from MMT within which to exercise her vested stock options. Ms. Walker did not exercise any of her stock options.

Ms. Walker, for her part, released MMT from any and all claims that she had or may have had against the company. Ms. Walker also represented that she had not, as of November 19, 1997, filed any complaints, charges, or lawsuits against the company with any governmental agency or court and that she would not thereafter file any such complaints, charges or lawsuits. To date, Ms. Walker has never filed a complaint, charge or lawsuit against MMT with any governmental agency or court.

I hope that this factual rendition answers your questions concerning Ms. Walker's separation from MMT. If, however, you have any questions regarding the foregoing recitation, or if anything is not sufficiently detailed or understandable as you had requested in your letter, please do not hesitate to contact me for additional information and clarification.

Very truly yours,

DRAFT

Carole Schwartz Rendon

cc: Rhonda Walker

RW 843



Molten Metal Technology

Molten Metal Technology, Inc., 421 Currant Road, Fall River, MA 02720
Tel: (508) 324-6901 Fax: (508) 324-6401

TO:

Name:	Date:
Carole Schwartz Rendon, Esq.	April 7, 1998 2:34 PM
Company:	Fax No:
Epstein, Becker & Green	(617) 342-4001

FROM:

Name:	Telephone:
Ethan Jacks	(508) 324-6901

REFERENCE:

Rhonda Walker

MESSAGE:

Carole:
Please see attached
Ethan

This facsimile message is confidential. It may contain information which is privileged or subject to other confidentiality requirements and exemptions from disclosure under applicable law. It is intended solely for the use of the individual(s) named above. If you are not the intended recipient(s), or the person responsible to deliver it to the intended recipient(s), you are hereby advised that any dissemination, distribution or copying of this communication is prohibited. If you have received this facsimile message in error, please immediately notify the sender by telephone collect, and return the original message to the sender by US Mail. Postage in return facsimile transmission will be refunded.

page 1 of 5

RW 844

April 7, 1998

JOINT DEFENSE DOCUMENT

by Fox and O'bright ^{peal} ATTORNEY - CLIENT PRIVILEGE

Carole Schwartz Rendon
Epstein, Becker & Green
75 State Street
Boston, MA 02109

DRAFT

Re: Rhonda Walker

Dear Carole:

As you know, Rhonda Walker reached a severance agreement with Molten Metal Technology, Inc. (MMT) in November of 1997. Pursuant to the terms of that agreement, neither party voluntarily can disclosure information regarding the facts and circumstances of Ms. Walker's severance from MMT without the prior authorization of the other party.

In connection with your representation of Rhonda Walker, this letter will confirm that MMT consents to your providing information concerning the terms of Ms. Walker's severance arrangement with MMT in response to requests for information from Dan Schneider at the Department of Justice's Campaign Finance Task Force. In addition, MMT specifically consents to your providing a copy of the letter that is attached hereto as Exhibit A to Dan Schneider. Consent from MMT to any further voluntary disclosures of the facts surrounding Ms. Walker's departure from MMT will be considered on a case by case basis.

Very truly yours,

DRAFT

Ethan E. Jacks
Vice President and General Counsel

RW 845

EXHIBIT ‘T’

DWB

**RIEMER & BRAUNSTEIN
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E-MAIL: dwb@riemerlaw.com
ADMITTED IN OHIO ONLY

FILE COPY

BURLINGTON OFFICE
FIFTEEN NEW ENGLAND EXECUTIVE PARK
BURLINGTON, MASSACHUSETTS 01803
TELEPHONE (781) 273-2270
TELECOPIER (781) 273-0776

November 5, 1998

BY HAND

Mr. Bill Hewitt
c/o Glenn D. Burlingame, Esquire
Epstein, Becker & Green, P.C.
75 State Street, 27th Floor
Boston, Massachusetts 02109

Re: MMT of Tennessee

Dear Mr. Hewitt:

Enclosed please find a copy of all of the contracts as listed on the enclosed copy of our October 30, 1998, correspondence to Ruedinger W. Koenig for your review.

If you have any questions or concerns or if you need any further documents, please do not hesitate to contact me.

Very truly yours,

David W. Babner
David W. Babner *sub*

DWB/seb
Enclosures**DICTATED BUT NOT READ.**

343216.1